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CRC ACTION

Commissioner

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Floor: 3/00

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03/21/2018 02:55 PM

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Commissioners Coxe, Plymale, Joyner, and Kruppenbacher moved the following:

**CRC Amendment (with title amendment)**

Delete everything after the proposal clause  
and insert:

Section 8 of Article I of the State Constitution is amended  
to read:

ARTICLE I

DECLARATION OF RIGHTS

SECTION 8. Right to bear arms.—

(a) Balancing a respect for, and under no circumstances



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11 violating, the Second Amendment to the United States  
12 Constitution and as interpreted by the United States Supreme  
13 Court, with an equal respect for the lives of all citizens of  
14 Florida, it is the policy of the State of Florida that the right  
15 of the people to keep and bear arms in defense of themselves and  
16 of the lawful authority of the state shall not be infringed,  
17 except that the manner of bearing arms may be regulated by law.

18 (b) A purchaser of a firearm must be at least twenty-one  
19 years of age. The prohibitions of this subsection do not apply  
20 to the purchase of a rifle or shotgun by a law enforcement  
21 officer, a correctional officer, or a servicemember.

22 (c) There shall be a mandatory waiting period of ~~three~~  
23 days, ~~excluding weekends and legal holidays,~~ between the  
24 purchase and delivery at retail of any firearm handgun. A  
25 comprehensive background check as prescribed by Florida law  
26 shall occur during this period. The mandatory waiting period  
27 shall be ten days, excluding weekends and legal holidays, which  
28 expires upon the completion of the comprehensive background  
29 check, whichever occurs later.

30 (d) No person shall import into this state or transfer,  
31 distribute, sell, keep for sale, offer for sale, possess, or  
32 give to another person a bump-fire stock.

33 (e) No person, except for military or law enforcement use,  
34 shall import into this state or transfer, distribute, sell,  
35 keep, possess, or give to another person an assault weapon, as  
36 defined by Florida law.

37 (f) No person, except for military or law enforcement use,  
38 shall manufacture, sell, offer for sale, purchase, receive, or  
39 transfer a detachable magazine that has a capacity of more than



40 nine rounds of ammunition for a firearm.

41 (g) For the purposes of this section, the term "purchase"  
42 means the transfer of money or other valuable consideration to  
43 the seller ~~retailer~~, the term "bump-fire stock" means a  
44 conversion kit, a tool, an accessory, or a device used to alter  
45 the rate of a firearm to mimic automatic weapon fire or which is  
46 used to increase the rate of fire to a faster rate than is  
47 possible for a person to fire a semiautomatic firearm unassisted  
48 by a kit, a tool, an accessory, or a device, and the term  
49 "detachable magazine" means an ammunition-feeding device that  
50 can be removed readily from a firearm without requiring  
51 disassembly of the firearm action or without the use of a tool,  
52 including a bullet or cartridge. "handgun" means a firearm  
53 capable of being carried and used by one hand, such as a pistol  
54 or revolver. Holders of a concealed weapon permit as prescribed  
55 in Florida law shall not be subject to the provisions of this  
56 paragraph.

57 (h) ~~(e)~~ The legislature shall enact legislation  
58 implementing subsections ~~subsection~~ (b), (c), (d), (e) and (f)  
59 of this section, effective no later than December 31, 2019 ~~1991~~,  
60 which shall provide that anyone violating the provisions of  
61 subsections ~~subsection~~ (b), (c), (d), (e) or (f) shall be guilty  
62 of a felony.

63 ~~(d) This restriction shall not apply to a trade in of~~  
64 ~~another handgun.~~

65  
66 ===== T I T L E A M E N D M E N T =====

67 And the title is amended as follows:

68 Delete everything before the proposal clause



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69 and insert:

70                                   A proposal to amend  
71            Section 8 of Article I of the State Constitution to limit  
72 the age to purchase a firearm to at least twenty-one years of  
73 age, to require ten days between the purchase and delivery of a  
74 firearm, to require a comprehensive background check during the  
75 period between the purchase and delivery of a firearm as  
76 prescribed by law, to prohibit specified acts relating to the  
77 sale and possession of a bump-fire stock, to prohibit the sale  
78 and possession of assault weapons, and to prohibit the sale and  
79 possession of large capacity magazines.